

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Patent Application of:	)	
	)	Examiner: Mohamed Charioui
<b>Curtis A. Vock</b>	)	
	)	Group Art Unit: 2857
Appln. No. 09/607,678	)	
	)	Confirmation No.: 1240
Filed: June 30, 2000	)	
	)	Atty. Dkt. No. 215127.01044
For: EVENT AND SPORT PERFORMANCE	)	
METHODS AND SYSTEMS	)	

**REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Alexandria, VA 22313

Sir:

This is a request to review and recalculate the Patent Term Adjustment (PTA). Applicants authorize the Office to charge the fee of \$200 required by 37 CFR 1.18(e), as well as any additional required fees, to Deposit Account No. 19-0733.

We believe that the correct patent term adjustment should be 88 days. An adjustment is sought for the 84 day period ending on March 24, 2010 allegedly attributable to Applicants' delay. The instant patent is not subject to a terminal disclaimer. Applicants are unaware of any circumstances constituting a failure to engage in reasonable efforts to conclude processing or examination of this application as set forth in § 1.704.

Applicants submit that an additional 84 days of PTA should be awarded. According to Public Pair, the patent term adjustment history indicates that 84 days of delay are attributed to completion of drawings. *See* excerpt below. Applicants did not submit a drawing between when

the Notice of Allowance was mailed on January 29, 2010, and March 24, 2010, the date on which Public PAIR indicates that the drawings were finished. Moreover, the Office Action mailed June 8, 2009 indicates that the figures filed June 30, 2000 are accepted by the examiner. Thus, the entire 84 day delay appears to be wholly attributable to the Office, and not to Applicants. Applicants therefore respectfully request issuance of a certificate of correction awarding a total of 88 days of patent term adjustment.

Patent Term Adjustment History			
Date	Contents Description	PTO(Days)	APPL(Days)
09-07-2003	PTA 36 Months	69	
06-15-2010	Patent Issue Date Used in PTA Calculation		
05-05-2010	Dispatch to FDC	⌘	
05-03-2010	Application Is Considered Ready for Issue	⌘	
04-29-2010	Issue Fee Payment Verified	⌘	
04-29-2010	Issue Fee Payment Received	⌘	
03-24-2010	Workflow - Drawings Finished		84
03-24-2010	TC Return to Pubs	⌘	
03-05-2010	TC Return to Pubs	⌘	
03-05-2010	Mail Miscellaneous Communication to Applicant	⌘	
03-01-2010	Miscellaneous Communication to Applicant - No Action Count	⌘	
02-05-2010	Pubs Case Remand to TC	⌘	
01-29-2010	Mail Notice of Allowance	⌘	
01-27-2010	Document Verification	⌘	
01-12-2010	Examiner Interview Summary Record (PTOL - 413)	⌘	
01-27-2010	Examiner's Amendment Communication	⌘	
01-27-2010	Notice of Allowance Data Verification Completed	⌘	
11-15-2009	Date Forwarded to Examiner	⌘	
10-19-2009	Response after Non-Final Action		11

Respectfully submitted,  
BANNER & WITCOFF, LTD.

Date: August 13, 2010

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